

#17 Reg for
Refund
3/18/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Zimmerman, Michael J.**

Application No. **09/463,701** Date filed **February 1, 2000**

Box 16
Commissioner for Patents and Trademarks
Washington, D.C. 20231

BEST AVAILABLE COPY

ATTENTION: Refund Section, Accounting Division, Office of Finance

**REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

I. REFUND REQUEST

This is a request for a refund, with respect to my charge to Deposit Account 19-4972, shown on the statement dated October 28, 2002, for the above-mentioned application.

A copy of the monthly statement, to which the error referred to occurs, accompanies this request.

RECEIVED
ACCOU

13 14 3-17

EXPRESS MAILING UNDER 37 C.F.R. § 1.10*

(Express Mail label and certificate mandatory.)
(Express Mail certificate is optional)

I hereby certify that this paper, along with any documents referred to herein, is being sent with the United States Postal Service on this date 10 February 2003 in an envelope addressed to the Commissioner for Patents, Washington D.C. 20231 as "Express Mail Post Office to Addressee" Mailing Label No. EV 153310656 US.

Timothy M. Murphy
Type or print name of person mailing paper

Date: February 11, 2003

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1998, 60 Fed. Reg. 56,439, at 56,442.

II. FEES CHARGED FOR WHICH REFUND IS REQUESTED

	AMOUNT OF REFUND REQUESTED
Extension of term third month	\$920.00
TOTAL REFUND REQUESTED	\$920.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

A one month extension fee was paid on August 15, 2002. A three month extension fee was requested on October 7th and the fee of \$810 was charged to our deposit account on October 9th (this amount is the difference between the three month extension fee and the one month extension fee already paid.) Therefore, the three month extension fee of \$920 charged to our deposit account on October 28th was improperly charged.

IV. MANNER OF REFUND

Please make refund by crediting Account No. 1154972.

BEST AVAILABLE COPY

Date: February 11, 2003

Timothy M. Murphy
Registration No. 33,198
Bloomberg & Sumstein LLP
123 Summer Street
Boston, MA 02110-1618
US
617-443-9292
Chamber No. 02101

STATE OF MASSACHUSETTS
BOSTON
EVIDENCE

